

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET SW**  
**WASHINGTON DC 20554**

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**APPLICATION STATUS:** (202) 418-2730  
**WWW.FCC.GOV/media/radio/audio-division**

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October 24, 2016

Harney County Radio LLC  
629 Center Street  
Lakeview, OR 97630

Re: KORC (FM), Burns, OR  
Harney County Radio LLC  
Facility Identification Number: 62264  
Special Temporary Authority  
BSTA-20161020ABX

Dear Licensee:

This is in reference to the request filed October 20, 2016 on behalf of Harney County Radio LLC ("HCR").<sup>1</sup> HCR requests special temporary authority ("STA") to operate Station KORC from an existing tower with temporary facilities. The licensed transmitter site is not available. This station was taken silent by HCR on October 31, 2015. HCR must return KORC to operating status **no later than October 31, 2016** to avoid automatic cancellation of the station's license pursuant to Section 312(g) of the Communications Act.

The request for STA for the temporary facilities IS GRANTED. We expect that KORC shall continue the temporary operation authorized herein, through the term of this STA period or until the licensee resumes permanent operations at its licensed site. Extension requests for this STA may be granted by the staff if circumstances warrant.

Accordingly, HCR may operate KORC with the following facilities:

Geographic coordinates:	43° 24' 22.5" N, 119° 07' 48.3" W (NAD 27)
Channel	224 (92.7 MHz)
Effective radiated power:	0.2 kW (horizontally polarized)
Antenna height:	
above ground:	12 meters
above mean sea level:	1639 meters
above average terrain:	274 meters
Tower height:	60 meters

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<sup>1</sup> Assignment application BALH-20160712AAM was granted October 21, 2016, but the assignment has not yet been consummated.

**On the same date that KORC commences operations pursuant to this STA, the licensee (or its representative) shall confirm the start of STA operations via an e-mail to Dale Bickel, dale.bickel@fcc.gov.** This date will be entered into the Commission's CDBS database to indicate that the station has resumed broadcasting. HCR must also file a Resumption of Operations notice in the Commission's CDBS database system.

HCR must use whatever means are necessary to protect workers and the public from radiofrequency exposure in excess of the Commission's exposure guidelines. See 47 CFR § 1.1310.

**This authority expires on April 22, 2017.**

We remind the licensee that the station's license will expire as a matter of law upon twelve consecutive months of silence [**ending October 31, 2016**], notwithstanding the grant of the present STA. See Pub. Law No. 104-104, 110 Stat. 56, Section 403(1) (1996) and Order, Silent Station Authorizations, FCC 96-218 (released May 17, 1996). See also Public Notice, *Expedited Processing of Applications Filed by Silent Stations*, DA 96-818 (May 22, 1996). Please be aware that unauthorized operations – operations with facilities not authorized by a current STA or license – do not count as a resumption of operations within one year for the purposes of Section 312(g) of the Communications Act, and cannot be used to avoid the consequences of Section 312(g). See *A-O Broadcasting Corporation*, FCC 08-10, 23 FCC Rcd 603, released January 8, 2008.

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**STA Advisory:** Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or

- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,

A handwritten signature in dark ink, appearing to read "Dale Bickel". The signature is fluid and cursive, with the first name "Dale" and last name "Bickel" clearly distinguishable.

Dale Bickel  
Senior Engineer  
Audio Division  
Media Bureau

Cc: Dan Alpert (via e-mail only)